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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

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10 SOUTH FORK BAND COUNCIL OF  
11 WESTERN SHOSHONE OF NEVADA;  
12 TE-MOAK TRIBE OF WESTERN  
13 SHOSHONE INDIANS OF NEVADA;  
14 TIMBISHA SHOSHONE TRIBE;  
15 WESTERN SHOSHONE DEFENSE  
16 PROJECT; and GREAT BASIN  
17 RESOURCE WATCH,

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Plaintiffs,

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v.

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UNITED STATES DEPARTMENT OF  
THE INTERIOR; UNITED STATES  
BUREAU OF LAND MANAGEMENT;  
DOUGLAS W. FURTADO, District  
Manager, Battle Mountain Field Office,

21

Defendants,

22

and

23 BARRICK CORTEZ INC.,

Defendant-Intervenor.

Case No. 3:08-CV-00616-LRH-RAM

**SCHEDULING ORDER  
REGARDING PLAINTIFFS' CHALLENGE  
TO SUPPLEMENTAL FINAL EIS AND  
NEW RECORD OF DECISION**

**Judge: Larry R. Hicks**

Magistrate Judge: Robert A. McQuaid, Jr.

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Pursuant to the Joint Motion of the parties, Plaintiffs South Fork Bank Council of Western Shoshone of Nevada, Te-Moak Tribe of Western Shoshone Indians of Nevada, Timbisha Shoshone Tribe, Western Shoshone Defense Project, and Great Basin Resource Watch (collectively "Plaintiffs"), Defendants United States Department of the Interior, United States

1 Bureau of Land Management, and Douglas W. Furtado (“BLM”), and Defendant-Intervenor  
2 Barrick Cortez Inc. (“Barrick”), proposing an agreed-upon schedule to govern the remaining  
3 litigation in this case, the Court, having considered the parties submissions and being fully  
4 advised in the matter,

5  
6 HEREBY ORDERS that the following schedule shall govern the remainder of this  
7 litigation and that the parties file the following documents on the dates indicated:

8 BLM’s submittal of the supplemental administrative record  
9 to all parties and this Court (in electronic format). April 8, 2011  
10 Plaintiffs file supplemental complaint, pursuant to FRCP 15,  
11 to raise issues identified in the Joint Motion. April 15, 2011  
12 BLM and Barrick file Answers to supplemental complaint. April 29, 2011  
13 Plaintiffs file opening summary judgment motion,  
14 limited to 40 pages. May 13, 2011  
15 BLM and Barrick file cross-motions for summary judgment,  
16 each limited to 40 pages. June 10, 2011  
17 Plaintiffs file consolidated response/reply on summary judgment,  
18 limited to 30 pages. July 22, 2011  
19 BLM and Barrick file replies on summary judgment,  
20 each limited to 20 pages. Aug. 12, 2011  
21 Barrick will prepare and file joint appendix containing copies  
22 of pages from the administrative record relied on in the briefs Aug. 26, 2011

23 Oral Argument on the parties’ cross motions for summary judgment shall be set for  
24 October 6, 2011, at 10:00 a.m.

25 The parties need not submit Statements of Material Fact in support of their motions and  
26 cross-motions and may simply cite to the administrative record previously lodged with the Court.  
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1 DATED this 6th day of April, 2011. BY THE COURT:

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5 LARRY R. HICKS  
6 UNITED STATES DISTRICT JUDGE

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